

Report Date: February 3, 2006

PROB 12B  
(7/93)

**United States District Court**

**for the**

**Eastern District of Washington**

FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

**FEB 06 2006**

**Request for Modifying the Conditions or Term of Supervision  
with Consent of the Offender**

*(Probation Form 49, Waiver of Hearing is Attached)*

JAMES R. LARSEN, CLERK  
DEPUTY  
SPOKANE, WASHINGTON

Name of Offender: Billy Joe Barnhart

Case Number: 2:01CR00097-001

Name of Sentencing Judicial Officer: The Honorable Wm. Fremming Nielsen, Senior U.S. District Judge

Date of Original Sentence: 3/8/2002

Type of Supervision: Supervised release

Original Offense: Possession of a Firearm in Relation  
to a Drug Trafficking Crime, 18 U.S.C. § 924(c)

Date Supervision Commenced: 1/18/06

Original Sentence: Prison - 60 Months;  
TSR - 60 Months

Date Supervision Expires: 1/17/11

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**PETITIONING THE COURT**

17. You shall abstain from the use of illegal controlled substances, and shall submit to urinalysis testing, as directed by the supervising probation officer, but no more than six tests per month, in order to confirm continued abstinence from these substances.
18. You shall abstain from alcohol and shall submit to testing (including urinalysis and Breathalyzer), as directed by the supervising probation officer, but no more than six tests per month, in order to confirm continued abstinence from this substance.

**CAUSE**

At sentencing, the defendant was ordered to submit to drug and alcohol testing. However, pursuant to U.S. v Stephens, the above modification is requested.

Respectfully submitted,

by

  
Richard B. Law

U.S. Probation Officer

Date: January 20, 2006

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Prob 12B

**Re: Barnhart, Billy Joe**

**February 3, 2006**

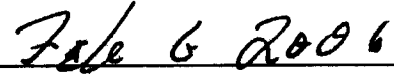
**Page 2**

THE COURT ORDERS

- ☐ No Action
- ☐ The Extension of Supervision as Noted Above
- ☒ The Modification of Conditions as Noted Above
- ☐ Other



Signature of Judicial Officer



Date